

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

1134

CAF 20-01527

PRESENT: SMITH, J.P., PERADOTTO, CARNI, AND BANNISTER, JJ.

IN THE MATTER OF AUGUSTIN G., KAYRIANIZ G., AND
JOSEPH A.S., III.

----- MEMORANDUM AND ORDER
ERIE COUNTY DEPARTMENT OF SOCIAL SERVICES,
PETITIONER-APPELLANT;

WAKISSA T., RESPONDENT-RESPONDENT.
(APPEAL NO. 2.)

DEENA K. MUELLER-FUNKE, BUFFALO, FOR PETITIONER-APPELLANT.

CHARLES J. GREENBERG, AMHERST, FOR RESPONDENT-RESPONDENT.

ANTHONY CHABALA, BUFFALO, ATTORNEY FOR THE CHILDREN.

JENNIFER M. LORENZ, ORCHARD PARK, ATTORNEY FOR THE CHILD.

Appeal from an order of the Family Court, Erie County (Sharon M. LoVallo, J.), entered October 28, 2020 in a proceeding pursuant to Family Court Act article 10. The order, among other things, denied in part petitioner's motion for respondent to submit to a parenting assessment and mental health evaluation.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs.

Same memorandum as in *Matter of Matthew M. (Wakissa T.)* (- AD3d - [Jan. 28, 2022] [4th Dept 2022]).

Entered: January 28, 2022

Ann Dillon Flynn
Clerk of the Court